IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

Bail Appl..No. 6548 of 2007()

(CRIME NO.573 OF 2007 OF HILL PALACE POLICE STATION)

PETITIONERS/ACCUSED NOS.1 & 2:

1. SHAJAHAN, S/O. MOHAMMED HANEEFA,
MAVILA HOUSE, PATHANAPURAM-2.

2. RAHIM, S/O. MEERAN SAHIB,
PLAVILA HOUSE, PATHANAPURAM.

BY ADV. SRI.S.RAJEEV

RESPONDENT: STATE:

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM (CRIME NO.573 OF 2007 OF HILL PALACE POLICE STATION).

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

R.BASANT, J

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B.A.No. 6548 of 2007

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Dated this the 30th day of October, 2007

ORDER

Second application for regular bail. The petitioners are accused 1 and 2. They face allegations for the offence punishable under Sections 489(A),(B),(C) and(D) read with 34 IPC. The petitioners were arrested on 23.8.07. Counterfeit currency notes of the denomination of Rs.500/- and Rs.100/- were seized from the possession of the petitioners. On interrogation of the petitioners, the Investigator was led to the 3rd accused from whose possession also a large quantity of counterfeit currency notes along with equipments for printing etc. were recovered. The petitioners continue in custody from 24.8.07. Earlier application for regular bail was dismissed as per order dated 9.10.07 in B.A.No. 6123/2007. I have adverted the facts in detail in the earlier said order. This order must be read in continuation of the said order.

2. The learned counsel for the petitioners prays that the petitioners may now be granted regular bail. The learned Public Prosecutor opposes the application.

3. Having considered all the relevant circumstances, I find merit in the opposition by the learned Public Prosecutor. I am in full

agreement with the learned Public Prosecutor that, in a serious crime like the instant one, the Investigator must be given reasonable further time to complete the investigation.

4. I shall carefully avoid any detailed discussions on merits about the acceptability of the allegations or the credibility of the data collected. Suffice it to say that on an anxious consideration of all the relevant inputs including the nature and gravity of the allegations, stage of investigation etc., I am not persuaded to grant regular bail to the petitioners at this early stage. Investigators in a serious crime like this are certainly entitled to further time to complete the investigation.

5. In the result, this petition is dismissed. However, I may hasten to observe that the petitioners shall be at liberty to move this court or the Sessions court for bail again at later stages of the investigation not, at any rate, prior to 13.11.2007. The Investigator shall, in the meantime, make every endeavour to complete the investigation.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE